

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN**

---

SCOTT SMITH,

*Plaintiff,*

v.

T.V. JOHNSTON PROPERTIES, LLC;

*Defendant.*

---

Case No. 3:16-cv-00660-jdp

**PLAINTIFF'S RULE 41(a)(1) NOTICE  
OF DISMISSAL WITH PREJUDICE**

Plaintiff Scott Smith through his undersigned counsel and pursuant to Fed. R. Civ. P. 41(a)(1), hereby voluntarily dismisses his Complaint against the above-captioned Defendant with prejudice. Because the Defendant has not served an Answer or a motion for summary judgment, dismissal with prejudice is proper under Rule 41(a)(1)(A).

Respectfully submitted,

DATED: February 10, 2017

/s/ Padraigin L. Browne  
Padraigin L. Browne (MN Bar # 389962)  
BROWNE LAW LLC  
3749 Sunbury Alcove  
Woodbury, MN 55125  
E-mail: paddy@brownelawllc.com  
Phone: (612) 293-4805